NOTICE OF HEARING MUNICIPAL CODE ENFORCEMENT BOARD CITY OF CLEARWATER, FLORIDA Case 67-21

Certified Mail May 14, 2021

Owner: May Ren 830 Valley St

Vauxhall, NJ 07088-1243

Violation Address:

743 Fairwood Lane, Clearwater

08-29-16-27442-000-0710

Dear Sir/Madam:

You are hereby formally notified that on **Wednesday**, **June 23**, **2021**, at **1:30 p.m.** there will be a public hearing before the Municipal Code Enforcement Board in the Council Chambers, Clearwater Main Library at 100 North Osceola Avenue, Clearwater, Florida, concerning violation of Section(s) **1-104.B**, **3-2302**, **3-2303**, **3-919 & 8-102** of the Clearwater City Code. (See attached Affidavit(s) of Violation).

You are hereby ordered to appear before the Municipal Code Enforcement Board on the hearing date to answer these charges and to present your side of the case. Failure to appear may result in the Board proceeding in your absence. You have the right to obtain an attorney, at your own expense, to represent you before the Board. If you are absent but represented at the hearing, your representative must present to the Board your letter authorizing your representative to speak on your behalf. You will have the opportunity to present witnesses as well as question witnesses against you prior to the Board making a determination. Please be prepared to present evidence at the hearing concerning the amount of time necessary to correct the alleged violations should you be found to be in violation of the City Code.

The case shall be presented to the Board even if the violations described in the attached Affidavit(s) of Violation are corrected prior to the Board hearing.

Should you be found in violation of the City Code, the Municipal Code Enforcement Board has the power by law to levy fines of up to \$250 a day per violation against you and your property for every day each violation continues beyond the date set for compliance in an Order of the Board.

If you wish to have any witnesses subpoenaed, please contact the Secretary of the Municipal Code Enforcement Board within five (5) days at 727-562-4097. If you have any questions regarding the cited violations or if the violations are corrected prior to the hearing, please contact the Inspector whose name appears on the Affidavit(s) of Violation.

Sincerely,

SECRETARY TO THE MUNICIPAL CODE ENFORCEMENT BOARD

The Municipal Code Enforcement Board was created pursuant to General Act 80-300, General Laws of Florida, 1979, and Ordinance 2169-80 of the City of Clearwater.

The City of Clearwater strongly supports and fully complies with the Americans with Disabilities Act (ADA). Please advise us at least 48 hours prior to the hearing if you require special accommodations at 727-562-4090. Assisted Listening Devices are available. Kindly refrain from private conversations, cellular phone use, etc. that distract meeting participants.

Any party may appeal a final order of this Board by filing an appeal with the Circuit Court within 30 days of entry of the order. Appellants need a record of proceedings; a verbatim record of testimony and evidence that is the basis for the appeal may be required. F.S. § 286.0105, CDC Sec 7-104

MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA AFFIDAVIT OF VIOLATION AND REQUEST FOR HEARING

NAME OF VIOLATOR:

MAY REN

MAILING ADDRESS:

830 VALLEY ST

CITY CASE#: CDC2021-00270

VIOLATION ADDRESS:

VAUXHALL, NJ 07088-1243

743 FAIRWOOD LN

CLEARWATER, FL

DATE OF OFFICIAL NOTICE OF VIOLATION: 2/18/2021

LEGAL DESCRIPTION OF PROPERTY: FAIRWOOD FOREST LOT 71

PARCEL #: 08-29-16-27442-000-0710

DATE OF INSPECTION: 3/29/2021 9:24:00 AM

SECTION(S) OF THE CITY CODE WHICH HAVE BEEN VIOLATED: CODE SECTION VIOLATED

1-104.B. - **DEVELOPMENT CODE VIOLATION** No building, structure, water or land shall be used or occupied, and no building, structure, or land shall be developed unless in conformity with all of the provisions of the zoning district in which it is located, all applicable regulations, and all development approvals.

8-102 - **RESIDENTIAL USE**

A residential use means a permanent place of residence for a family. A residential use located on residentially zoned property shall not include rentals for periods of less than 31 days or one calendar month, whichever is less, or which is advertised or held out to the public as a place rented for periods of less than 31 days or one calendar month, whichever is less. A residential use located on residentially zoned property shall not include an interval ownership, a fractional ownership, or a timesharing unit.

3-919. - **PRIMA FACIE EVIDENCE OF CERTAIN USES IN RESIDENTIAL ZONING DISTRICT** Prima facie evidence of certain uses located in any residential zoning district, consisting of rentals for periods of less than 31 days or one calendar month, whichever is less. and advertising or holding out to the public as a place rented for periods of less than 31 days or one calendar month, whichever is less shall include but not be limited to one or more of the following:

V (1) D	
X(1) Registration or licensing for short-term or transient rental use by the state under Florie	da
Statutes, Chapters 212 (Florida Tax and Revenue Act and 509 (Public Lodging Establishmen	nts

(2) Advertising or holding out a dwelling unit for tourist housing or vacation rental use.

(3) Reservations, booking arrangements or more than one signed lease, sublease, assignment or any other occupancy agreement for compensation, trade, or other legal consideration addressing or overlapping any period of less than 31 days or one calendar month, whichever is less: or

(4) Use of an agent or other third person to make reservations or booking arrangements. SPECIFICALLY,

We have received complaints that this property is being illegally rented out and/or advertised as being available for less than the 31 day or one calendar month requirement whichever is less. This was verified on the internet and is a violation of the City of Clearwater ordinance prohibiting short term rentals. Please bring your property and all advertising for your property into compliance by the compliance date to avoid further action. If you have any questions feel free to contact me directly. Thank you!

A violation exists and a request for hearing is being made.

MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA AFFIDAVIT OF VIOLATION AND REQUEST FOR HEARING

NAME OF VIOLATOR:

MAY REN

MAILING ADDRESS:

830 VALLEY ST

CITY CASE#: BIZ2021-00050

VIOLATION ADDRESS:

743 FAIRWOOD LN

VAUXHALL, NJ 07088-1243

CLEARWATER, FL

DATE OF OFFICIAL NOTICE OF VIOLATION: 2/18/2021

LEGAL DESCRIPTION OF PROPERTY: FAIRWOOD FOREST LOT 71

PARCEL #: 08-29-16-27442-000-0710

DATE OF INSPECTION: 3/29/2021 9:06:00 AM

SECTION(S) OF THE CITY CODE WHICH HAVE BEEN VIOLATED: CODE SECTION VIOLATED

3-2302. - **RESIDENTIAL RENTAL BUSINESS TAX RECEIPT** A business tax receipt shall be required for all rentals as set forth in Section 3-2301. Business tax procedures and requirements shall be as set forth in Code of Ordinances Chapter 29. The fee charged for such business tax shall be as set forth in Code of Ordinances Appendix A, Division XVIII. Property described in this notice is being rented without a business tax receipt.

3-2303. - **LOCAL REPRESENTATION FOR BUSINESS TAX APPLICATIONS FOR RESIDENTIAL RENTALS** Business tax applications for residential rentals shall include a local contact or representative. Such contact or representative shall maintain a current working local telephone number and current local address, not a public or private post office box, and provide notification thereof of any changes to the city within 30 days for a physical location and telephone number within one of the following counties in Florida: Pinellas, Hillsborough, Pasco, Manatee or Sarasota.

SPECIFICALLY.

: A search of public records has found this non-homesteaded property to be a possible rental. All rental properties inside the city limits of Clearwater are required to obtain a Residential Rental Business Tax Receipt. To comply with City Code, please complete and return the enclosed application by the correction date. Once received, an email will be sent out to you with a link to pay for the license. All residential rental properties over 5 units that are contiguous are required to obtain a state license through the Department of Business and Professional Regulations. For more information or questions, please contact us at 727-562-4005. We are open Monday-Friday from 8:00 A.M. to 5:00 P.M.

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A violation exists and a request for hearing i	Julie Phillips
SWORN AND SUBSCRIBED before me by n notarization on this 7th day of May, 2021, by	neans of physical presence or online Julie Phillips.
STATE OF FLORIDA COUNTY OF PINELLAS	
PERSONALLY KNOWN TO ME	
PRODUCED AS IDENTIFICATION	N/A
DKhA	Type of Identification
(Notary Signature)	DANIEL KNIGHT State of Florida-Notary Public

State of Florida-Notary Public Commission # GG 213054 My Commission Expires April 30, 2022

Name of Notary (typed, printed, stamped)	
FILED THIS 7 DAY OF May	MCEB CASE NO



Planning & Development Department

Post Office Box 4748, Clearwater, Florida 33758-4748

Municipal Services Building, 100 South Myrtle Avenue, Clearwater, Florida 33756

Telephone (727) 562-4720 Fax (727) 562-4735

Notice of Violation

MAY REN 830 VALLEY ST VAUXHALL, NJ 07088-1243

CDC2021-00270

ADDRESS OR LOCATION OF VIOLATION: 743 FAIRWOOD LN

LEGAL DESCRIPTION: FAIRWOOD FOREST LOT 71

DATE OF INSPECTION: 2/18/2021

PARCEL: 08-29-16-27442-000-0710

Section of City Code Violated:

1-104.B. - **DEVELOPMENT CODE VIOLATION** No building, structure, water or land shall be used or occupied, and no building, structure, or land shall be developed unless in conformity with all of the provisions of the zoning district in which it is located, all applicable regulations, and all development approvals.

8-102 - **RESIDENTIAL USE**

A residential use means a permanent place of residence for a family. A residential use located on residentially zoned property shall not include rentals for periods of less than 31 days or one calendar month, whichever is less, or which is advertised or held out to the public as a place rented for periods of less than 31 days or one calendar month, whichever is less. A residential use located on residentially zoned property shall not include an interval ownership, a fractional ownership, or a timesharing unit.

3-919. - **PRIMA FACIE EVIDENCE OF CERTAIN USES IN RESIDENTIAL ZONING DISTRICT**
Prima facie evidence of certain uses located in any residential zoning district, consisting of rentals for periods of less than 31 days or one calendar month, whichever is less, and advertising or holding out to the public as a place rented for periods of less than 31 days or one calendar month, whichever is less shall include but not be limited to one or more of the following:

(1) Registration or licensing for short-term or transient rental use by the state under Florida Statutes, Chapters 212 (Florida Tax and Revenue Act and 509 (Public Lodging Establishments)

(2) Advertising or holding out a dwelling unit for tourist housing or vacation rental use.

___(3) Reservations, booking arrangements or more than one signed lease, sublease, assignment or any other occupancy agreement for compensation, trade, or other legal consideration addressing or overlapping any period of less than 31 days or one calendar month, whichever is less; or

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Specifically: We have received complaints that this property is being illegally rented out and/or advertised as being available for less than the 31 day or one calendar month requirement whichever is less. This was verified on the internet and is a violation of the City of Clearwater ordinance prohibiting short term rentals. Please bring your property and all advertising for your property into compliance by the compliance date to avoid further action. If you have any questions feel free to contact me directly. Thank you!



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THIS VIOLATION CITED ABOVE MUST BE CORRECTED PRIOR TO 3/18/2021. FAILURE TO CORRECT THE ABOVE LISTED VIOLATION BY THE DATE INDICATED, OR RECURRENCE OF THE VIOLATION AFTER CORRECTION, WILL RESULT IN A LEGAL ACTION BY THE CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER OR BY THE PINELLAS COUNTY COURT. SUCH ACTION MAY RESULT IN A FINE. THE ALLEGED VIOLATOR MAY BE LIABLE FOR THE REASONABLE COSTS OF THE INVESTIGATION, PROSECUTION AND THE ADMINISTRATIVE HEARING SHOULD THIS PERSON BE FOUND GUILTY OF THE VIOLATION.

Inspector: Julie Phillips Inspector Phone: 562-4730

Date Printed: 2/18/2021



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Notice of Violation

MAY REN 830 VALLEY ST VAUXHALL, NJ 07088-1243

BIZ2021-00050

ADDRESS OR LOCATION OF VIOLATION: 743 FAIRWOOD LN

LEGAL DESCRIPTION: FAIRWOOD FOREST LOT 71

DATE OF INSPECTION: 2/18/2021

PARCEL: 08-29-16-27442-000-0710

Section of City Code Violated:

3-2302. - **RESIDENTIAL RENTAL BUSINESS TAX RECEIPT** A business tax receipt shall be required for all rentals as set forth in Section 3-2301. Business tax procedures and requirements shall be as set forth in Code of Ordinances Chapter 29. The fee charged for such business tax shall be as set forth in Code of Ordinances Appendix A, Division XVIII. Property described in this notice is being rented without a business tax receipt.

3-2303. - **LOCAL REPRESENTATION FOR BUSINESS TAX APPLICATIONS FOR RESIDENTIAL RENTALS** Business tax applications for residential rentals shall include a local contact or representative. Such contact or representative shall maintain a current working local telephone number and current local address, not a public or private post office box, and provide notification thereof of any changes to the city within 30 days for a physical location and telephone number within one of the following counties in Florida: Pinellas, Hillsborough, Pasco, Manatee or Sarasota.

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Inspector: Julie Phillips Inspector Phone: 562-4730

Date Printed: 2/18/2021

Section 1-104. - Jurisdiction and applicability.

- A. This Development Code shall govern the development and use of land and structures within the corporate limits of the city.
- B. No building, structure, water or land shall be used or occupied, and no building, structure, or land shall be developed unless in conformity with all of the provisions of the zoning district in which it is located, all applicable regulations, and all development approvals.

Section 3-919. - Prima facie evidence of certain uses in residential zoning district.

Prima facie evidence of certain uses located in any residential zoning district, consisting of rentals for periods of less than 31 days or one calendar month, whichever is less, and advertising or holding out to the public as a place rented for periods of less than 31 days or one calendar month, whichever is less, shall include but not be limited to one or more of the following:

- (1) Registration or licensing for short-term or transient rental use by the state under Florida Statutes, Chapters 212 (Florida Tax and Revenue Act) and 509 (Public Lodging Establishments);
- (2) Advertising or holding out a dwelling unit for tourist housing or vacation rental use;
- (3) Reservations, booking arrangements or more than one signed lease, sublease, assignment or any other occupancy agreement for compensation, trade, or other legal consideration addressing or overlapping any period of less than 31 days or one calendar month, whichever is less; or
- (4) Use of an agent or other third person to make reservations or booking arrangements.

(Ord. No. 7105-03, § 1, 4-17-03; Ord. No. 8042-09, § 3, 6-4-09)

Residential use means a permanent place of residence for a family. A residential use located on residentially zoned property shall not include rentals for periods of less than 31 days or one calendar month, whichever is less, or which is advertised or held out to the public as a place rented for periods of less than 31 days or one calendar month, whichever is less. A residential use located on residentially zoned property shall not include an interval ownership, a fractional ownership, or a timesharing unit.

MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA

AFFIDAVIT OF POSTING

City Case Number: BIZ2021-00050

Site of Violation: 743 FAIRWOOD LN

- 1. Julie Phillips, being first duly sworn, deposes and says:
- 2. That I am a Code Inspector employed by the City of Clearwater.
- That on the 29th day of March, 2021, a copy of the attached Notice of Violation was posted at City of Clearwater Offices, 600 Cleveland St., 6th Floor, Clearwater, Florida and at 743 FAIRWOOD LN, Clearwater, Florida.

Julie Phillips

STATE OF FLORIDA
COUNTY OF PINELLAS

SWORN AND SUBSCRIBED before me by means of ______ physical presence or ______ online
notarization on this 29th day of March, 2021, by Julie Phillips.

PERSONALLY KNOWN TO ME

PRODUCED AS IDENTIFICATION

(Notary Signature)

ALLIE STEWART
Notary Public - State of Florida
Commission # GG 279:14/

My Comm. Expires Nov 26, 2022



Planning & Development Department
Post Office Box 4748, Clearwater, Florida 33758-4748
Municipal Services Building, 100 South Myrtle Avenue, Clearwater, Florida 33756
Telephone (727) 562-4720
Fax (727) 562-4735

Notice of Violation

MAY REN 830 VALLEY ST VAUXHALL, NJ 07088-1243

BIZ2021-00050

ADDRESS OR LOCATION OF VIOLATION: 743 FAIRWOOD LN

LEGAL DESCRIPTION: FAIRWOOD FOREST LOT 71

DATE OF INSPECTION: 3/29/2021 PARCEL: 08-29-16-27442-000-0710

Section of City Code Violated:

3-2302. - **RESIDENTIAL RENTAL BUSINESS TAX RECEIPT** A business tax receipt shall be required for all rentals as set forth in Section 3-2301. Business tax procedures and requirements shall be as set forth in Code of Ordinances Chapter 29. The fee charged for such business tax shall be as set forth in Code of Ordinances Appendix A, Division XVIII. Property described in this notice is being rented without a business tax receipt.

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THIS VIOLATION CITED ABOVE MUST BE CORRECTED PRIOR TO 4/5/2021. FAILURE TO CORRECT THE ABOVE LISTED VIOLATION BY THE DATE INDICATED, OR RECURRENCE OF THE VIOLATION AFTER CORRECTION, WILL RESULT IN A LEGAL ACTION BY THE CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER OR BY THE PINELLAS COUNTY COURT. SUCH ACTION MAY RESULT IN A FINE. THE ALLEGED VIOLATOR MAY BE LIABLE FOR THE REASONABLE COSTS OF THE INVESTIGATION, PROSECUTION AND THE ADMINISTRATIVE HEARING SHOULD THIS PERSON BE FOUND GUILTY OF THE VIOLATION.

Inspector: Julie Phillips Inspector Phone: 562-4730

Date Printed: 3/29/2021

MUNICIPAL CODE ENFORCEMENT BOARD OF THE CITY OF CLEARWATER, FLORIDA

AFFIDAVIT OF POSTING

City Case Number: CDC2021-00270

Site of Violation: 743 FAIRWOOD LN

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Julie Phillips

STATE OF FLORIDA
COUNTY OF PINELLAS

SWORN AND SUBSCRIBED before me by means of ______ physical presence or ______ online
notarization on this 29th day of March, 2021, by Julie Phillips.

PERSONALLY KNOWN TO ME
PRODUCED AS IDENTIFICATION

Type of Identification

(Notary Signature)

ALLIE STEWART
Notary Public - State of Florida



Post Office Box 4748, Clearwater, Florida 33758-4748 MUNICIPAL SERVICES BUILDING, 100 SOUTH MYRTLE AVENUE, CLEARWATER, FLORIDA 33756 Telephone (727) 562-4720 Fax (727) 562-4735

Notice of Violation

MAY REN 830 VALLEY ST VAUXHALL, NJ 07088-1243

CDC2021-00270

ADDRESS OR LOCATION OF VIOLATION: 743 FAIRWOOD LN

LEGAL DESCRIPTION: FAIRWOOD FOREST LOT 71

DATE OF INSPECTION: 3/29/2021 PARCEL: 08-29-16-27442-000-0710

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Inspector: Julie Phillips Inspector Phone: 562-4730

Date Printed: 3/29/2021

Interactive Map of this parcel

Sales Query

Back to Query Results

New Search

Tax Collector Home Page

Contact Us

08-29-16-27442-000-0710

Compact Property Record Card

Tax Estimator

Updated May 7, 2021

Email Print

Radius Search

FEMA/WLM

wnership/Mailing Address <u>Change Mailing Address</u>	Site Address
REN, MAY 830 VALLEY ST	743 FAIRWOOD LN
VAUXHALL NJ 07088-1243	CLEARWATER



Property Use: 0133 (Planned Unit Development)

Current Tax District: CLEARWATER (\underline{CW})

Total Living: SF: 1,305 Total Gross SF: 1,305

Total Living Units:1

[click here to hide] Legal Description FAIRWOOD FOREST LOT 71

Tax Estimator File for Homestead Exemption		ead Exemption	2021 Parcel Use
Exemption	2021	2022	
Homestead:	Yes	Yes	*Assuming no ownership changes before Jan. 1
Government:	No	No	Homestead Use Percentage: 100.00%
Institutional:	No	No	Non-Homestead Use Percentage: 0.00%
Historic:	No	No	Classified Agricultural: No

,	Parcel	Information I	atest Notice of Proposed Property	Taxes (TRIM Notice)	
		Evacuation Zone (NOT the same as a FEMA Flood Zone)	Flood Zone (NOT the same as your evacuation zone)	Plat Book/Pag	
20453/2059	\$166,596 Sales Query	121030268182	D	Compare Preliminary to Current FEMA Maps	84/28
			2020 Final Value Information		E CONTROL OF THE PROPERTY OF T

Year	<u>Just/Mark</u>		'alue / SOH Cap	County Taxable Value	School Taxable Value	Municipal Taxable Value				
2020		\$141,607	\$141,607	\$91,607	\$116,607	\$91,607				
	[click here to hide] Value History as Certified (yellow indicates correction on file)									
Year	Homestead Exemption	Just/Market Value	Assessed Value	County Taxable Value	School Taxable Value	Municipal Taxable Value				
2019	No	\$118,016	\$93,194	\$93,194	\$118,016	\$93,194				
2018	No	\$126,998	\$84,722	\$84,722	\$126,998	\$84,722				
2017	No	\$104,524	\$77,020	\$77,020	\$104,524	\$77,020				
2016	No	\$95,551	\$70,018	\$70,018	\$95,551	\$70,018				
2015	No	\$63,653	\$63,653	\$63,653	\$63,653	\$63,653				
2014	No	\$47,592	\$46,886	\$46,886	\$47,592	\$46,886				
2013	No	\$42,624	\$42,624	\$42,624	\$42,624	\$42,624				
2012	No	\$53,880	\$53,880	\$53,880	\$53,880	\$53,880				
2011	Yes	\$70,682	\$65,584	\$25,000	\$40,584	\$25,000				
2010	Yes	\$81,729	\$64,615	\$25,000	\$39,615	\$25,000				
2009	Yes	\$100,928	\$62,916	\$25,000	\$37,916	\$25,000				
2008	Yes	\$111,100	\$62,853	\$25,000	\$37,853	\$25,000				
2007	Yes	\$115,800	\$61,022	\$36,022	N/A	\$36,022				
2006	Yes	\$94,400	\$59,534	\$34,534	N/A	\$34,534				
2005	Yes	\$87,200	\$57,800	\$32,800	N/A	\$32,800				
2004	Yes	\$73,200	\$56,100	\$31,100	N/A					
2003	Yes	\$70,900	\$55,100	\$30,100	N/A	\$31,100				
2002	Yes	\$64,500	\$53,800	\$28,800	N/A	\$30,100				
2001	Yes	\$53,000	\$53,000	\$28,000	N/A	\$28,800				
2000	Yes	\$54,700	\$54,700	\$29,700		\$28,000				
1999	No	\$53,000	\$49,600		N/A	\$29,700				
		000,000	\$45,000	\$24,600	N/A	\$24,600				

2020 Tax Informat	Ranked	Sales (What are Ranked Sales?) See	all transactions	1		
2020 Tax Bill	Tax District: <u>CW</u>	Sale Date	Book/Page	Price	Q/U	V/I
2020 Final Millage Rate	20.5868	06 Mar 2019	20453 / 2059	\$165,000	Q	I
Do not rely on current taxes as an estimate following		10 Sep 2014	18526 / 1431	\$55,100	U	I
significant change in taxable value may occur after a exemptions, reset of the Save Our Homes or 10% Ca		05 May 1999	10505 / 0317	\$66,000	Q	I
Please use our new <u>Tax Estimator</u> to estimate taxes		25 Mar 1996	09287 / 1032	\$66,800	Q	I
		25 Mar 1996	09287 / 1031 💹	\$30,100	U	I
		Jun 1984	05779 / 0209 💹	\$73,900	Q	

\$23,900

\$23,100

\$47,800

N/A

N/A

N/A

\$48,900

\$48,100

\$47,800

\$52,500

\$48,100

\$47,800

1998

1997

1996

Yes

Yes

Yes

\$23,900

\$23,100

\$47,800